

# NOTICE OF HEARING

Notice is hereby given that the **LOCAL AGENCY FORMATION COMMISSION of San Bernardino County** will hold a public hearing:

May 17, 2006  
CIVIC CENTER HEARING CHAMBERS  
175 West Fifth Street, Second Floor  
San Bernardino, California

Environmental documentation on the following projects is available for review in the staff office of the Local Agency Formation Commission. Anyone wishing to examine this documentation may contact the LAFCO staff office at 175 West Fifth Street, Second Floor, San Bernardino, California 92415-0490, or call (909) 387-5866 within 21 days of this notice.

**9:00 A.M.** – CONVENE CLOSED SESSION OF THE LOCAL AGENCY FORMATION COMMISSION – Conference Room, LAFCO Staff Office, 175 West Fifth Street, Second Floor, San Bernardino.

Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a)):


Center for Biological Diversity v. Local Agency Formation Commission, Case No. SCVSS136990

**9:15 A.M.** – RECONVENE MEETING OF THE LOCAL AGENCY FORMATION COMMISSION – Civic Center Hearing Chambers, 175 West Fifth Street, Second Floor, San Bernardino.


1. Swear In Regular and Alternate City Members and Public Member of the Commission
2. Election of Chairman and Vice Chairman

## **CONSENT ITEMS:**


5. Ratify Payments as Reconciled for Month of April and Note Cash Receipts

6.  **CONTINUED FROM APRIL 19, 2006** - Consideration of: (1) Review of Mitigated Negative Declaration Prepared by County of San Bernardino for Conditional Use Permit to Establish Industrial Building to be Used as a Warehouse and Distribution Facility Not to Exceed 593,000 Sq. Ft., Including 18,000 Sq. Ft. of Office Space on 26 Acres as CEQA Responsible Agency for LAFCO SC#270; and (2) LAFCO SC#270 – City of Fontana Irrevocable Agreement to Annex No. 05-00006 for Sewer Service


The proposed service contract is to provide sewer service to a 26+/- acre area (APN 0234-011-16). The parcel is generally located at the southwest corner of the intersection of Calabash and San Bernardino Avenues (9774 Calabash Avenue), within the City of Fontana's western sphere of influence.

7.  Consideration of LAFCO SC#274 – Request for Exemption from Government Code Section 56133 for Out-of-Agency Service Agreement for Water Service by City of Rialto to APN 0269-171-41 Within City of San Bernardino


The exemption is requested pursuant to the provisions of Government Code Section 56133(e) and relates to an 11.72 acre area (Assessor Parcel Number 0269-171-41) along the western side of Lassen Avenue. The parcel is generally located at the terminous of Lassen Avenue, north of Baseline, in the western portion of the City of San Bernardino. The request is to receive water service (domestic, irrigation and fire flow) from the City of Rialto as it currently serves other parcels along this portion of Lassen Avenue.

8.  Consideration of: (1) Review of Negative Declaration Prepared by County of San Bernardino for Conditional Use Permit to Establish 4,030 Sq. Ft. Retail Building and Six-Bay Self-Service Car Wash on .97+/- Acres as CEQA Responsible Agency for LAFCO SC#277; and (2) LAFCO SC#277 – City of Montclair Irrevocable Agreement to Annex No. 05-25-I-62 for Sewer Service

The proposed service contract is to provide sewer service to a .97+/- acre area (APN 1011-351-08). The parcel is generally located at the southeast corner of the intersection of Mission Boulevard and Vernon Avenue (5511 Mission Boulevard), within the City of Montclair's eastern sphere of influence.


9.  Consideration of: (1) Review of Mitigated Negative Declaration Prepared by County of San Bernardino for Conditional Use Permit to Establish Proposed 13,500 Sq. Ft. Speculative Industrial Metal Storage Building on .86+/- Acres as CEQA Responsible Agency for LAFCO SC#280; and (2) LAFCO SC#280 – City of Fontana Irrevocable Agreement to Annex No. 06-00004 for Sewer Service

The proposed service contract is to provide sewer service to a .82+/- acre area (APN 0237-052-24). The parcel is generally located on the north side of Slover Avenue (15754 Slover Avenue, A, B and C), one parcel east of Poplar Avenue, within the City of Fontana's southern sphere of influence.


10.  Consideration of: (1) Statutory Exemption for LAFCO SC#282; and (2) LAFCO SC#282 – City of Loma Linda Irrevocable Agreement to Annex for Water and Sewer Service

The proposed service contract is to provide water and sewer service to an 8.96+/- acre area (APN 0292-163-09). The parcel is generally located at the northeast corner of the intersection of New Jersey Street and Orange Avenue within the City of Loma Linda's eastern sphere of influence.

#### **DISCUSSION ITEMS:**

11.  Consideration of: (1) Review of Mitigated Negative Declaration Prepared by County of San Bernardino for General Plan Amendment from RS-10M to RS and Tentative Tract 17509 to Create 37 Lots and Three Lettered Lots, with Variance for Wall Heights and Building Setbacks on 9.29+/- Acres as CEQA Responsible Agency for LAFCO SC#278; and (2) LAFCO SC#278 – City of Montclair Irrevocable Agreement to Annex No. 06-39-I-72 for Sewer Service

The proposed service contract is to provide sewer service to a 9.29+/- acre parcel (APN 1013-041-01), which is generally located on the east side of Pipeline Avenue, extending between Phillips Boulevard and Grand Avenue, within the City of Montclair's southern sphere of influence.

12.  Consideration of: (1) CEQA Statutory Exemption for LAFCO 3049; and (2) LAFCO 3049 – City of San Bernardino Annexation No. 359 (Del Rosa Island)

The study area is an unincorporated island totally surrounded by the City of San Bernardino encompassing approximately 99.22+/- acres, generally north of Highland Avenue, east of Golden Avenue, south of Route 30 and west of Del Rosa Avenue. The site is generally bordered by a combination of Citrus Street and parcel lines on the north, a combination of Park Avenue, Del Rosa Avenue and parcel lines on the east, a combination of Pumalo Street and parcel lines southerly of Orchid Drive on the south, and a combination of parcel lines and Golden Avenue on the west. The area is within the City's eastern sphere of influence.

13. A. Consideration of: (1) CEQA Statutory Exemption for Fee Schedule Revisions; and (2) Review and Adoption of Filing Fee Schedule for Fiscal Year 2006-07  
 B. Review and Adoption of Final Budget for Fiscal Year 2006-07
14. Pending Legislation Report
15. Executive Officer's Oral Report
16. Commissioner Comments  
 (This is an opportunity for Commissioners to comment on issues not listed on the agenda, provided that the subject matter is within the jurisdiction of the Commission and that no action may be taken on off-agenda items unless authorized by law.)
17. Comments from the Public

(By Commission policy, the public comments period is limited to five minutes per person for comments related to items under the jurisdiction of LAFCO.)

The Commission may adjourn for lunch from 12:00 to 1:30 p.m.

In its deliberations, the Commission may make appropriate changes incidental to the above-listed proposals.

Current law and Commission policy require the publishing of staff reports prior to the public hearing. These reports contain technical findings, comments, and recommendations of staff. The staff recommendation may be accepted or rejected by the Commission after its own analysis and consideration of public testimony.

If you challenge any decision regarding the above proposals in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the LAFCO staff office at, or prior to, the public hearing.

A person with a disability may contact the LAFCO office at (909) 387-5866 at least 72-hours before the scheduled meeting to request receipt of an agenda in an alternative format or to request disability-related accommodations, including auxiliary aids or services, in order to participate in the public meeting. Later requests will be accommodated to the extent feasible.

LOCAL AGENCY FORMATION COMMISSION  
KATHLEEN ROLLINGS-McDONALD, Executive Officer

By: ANGELA M. SCHELL, LAFCO Secretary